

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Komooka et al.
Application No.: 09/433,475
Filed: November 4, 1999



For: DRAWING METHOD AND APPARATUS FOR DISPLAYING
IMAGE DATA ABOUT A PLURALITY OF OBJECTS
INCLUDING SEMITRANSSPARENT OBJECT AND OPAQUE
OBJECT ON COMPUTER DISPLAY SCREEN .

Examiner: Nguyen, Phu K.
Art Unit: 2671
Confirmation No.: 2618

Docket No.: JA998-213

BOX DAC
Commissioner for Patents
Washington, D.C. 20231

PETITION TO WITHDRAW HOLDING OF ABANDONMENT AND ENTER
AMENDMENT
UNDER 37 CFR 1.181(a)

Background

On August 12, 2002 a second non-final Office Action was issued for the above-identified application. An Amendment was deposited via first class mail with the U.S. Postal Service on October 9, 2002 in response to the second non-final Office Action. An Advisory Action, issued on November 7, 2002, indicated that the Amendment filed on October 9, 2002 will not be entered upon the timely submission of a Notice of Appeal and Appeal Brief with the Requisite fees. The Advisory Action also indicated that request for reconsideration has been considered but does not place the application in condition for allowance.

Pursuant to telephone conversation on or about November 12, 2002 between the Examiner and Attorney Robert R. Hubbard, the Examiner was informed that the Advisory

Action was not applicable because the Amendment of October 9, 2002 was filed in response to the second non-final Office Action. The Examiner stated that the Amendment would be entered, that the application would be reconsidered and that an appropriate Office Action would be issued. To date, we have not received a Final Office Action as indicated by the Examiner. On April 2, 2003 a Notice of Abandonment was issued for this application.

Accordingly, for the reason stated above, it is submitted that the issuance of the Advisory Action and the refusal to enter the Amendment of October 9, 2002 was erroneous and should be withdrawn.

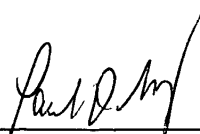
We are enclosing a Response to the Advisory Action that requests the Examiner to enter the Amendment filed on October 9, 2002 and to reconsider the application as requested in such Amendment.

Petition

It is respectfully requested that the Notice of Abandonment be withdrawn, that the Amendment dated October 9, 2002 be entered and that the application be reconsidered.

Please charge any fees due in connection with the filing of the Petition to Withdraw Holding of Abandonment or any refunds due to any overpayment to Deposit Account No. 50-0510.

Respectfully submitted,



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April 23, 2003
Date